

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
**Wayne L. Ryan**

Serial No.: **10/605,669**

Filed: **October 16, 2003**

For: **METHOD AND DEVICE FOR COLLECTING  
AND PRESERVING CELLS FOR ANALYSIS**

Group Art Unit: **1651**

Examiner: **Lora E. Barnhart**

Confirmation No.: **2668**

Atty. Dkt. No.: **12642.0065.NPUS01**

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on the attached Form PTO/SB/08a be considered by the Examiner and made of record. Reference non-U.S. patent documents B1 and B2 are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g),(h), this Information Disclosure Statement is not meant to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is prior art or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b), or that such information constitutes prior art.

An Information Disclosure Statement along with Form PTO-1449 was previously filed on August 4, 2004 disclosing the references A1-A8 and B1 as listed in the attached Form

PTO/SB/08a. A copy of that Statement along with the Form PTO-1449 and the return post card which was stamped and dated August 4, 2004 by the Patent Office are herewith enclosed. However, Applicant noticed that there was no record of that previously filed Information Disclosure Statement and Form PTO-1449 on the Patent Application Information Retrieval (PAIR) website of the Patent Office. Upon contacting the Examiner on February 19, 2009, Applicant was advised to re-submit that Information Disclosure Statement.

Pursuit to the Examiner's suggestion, Applicant submit herewith this Information Disclosure Statement prior to the receipt of a first Office Action reflecting an examination on the merits, and hence is believed to be timely in accordance with 37 C.F.R. § 1.97(b). Accordingly, no fee is believed to be due. Should any fees be deemed necessary, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 08-3038/12642.0065.NPUS01.

Respectfully submitted,

/j. wendy davis/

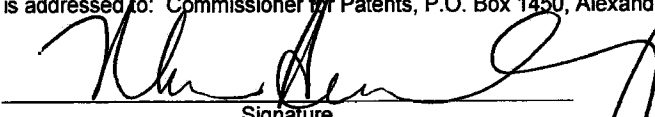
J. Wendy Davis, Ph.D.  
Reg. No. 46,393

Agent for Assignee  
STRECK, INC.

Customer No. 23369

HOWREY LLP  
1111 Louisiana, 25<sup>th</sup> floor  
Houston, TX 77002  
(713) 787-1512 (Direct)

Date: February 20, 2009

EXPRESS MAIL MAILING LABEL	
NUMBER	EL 831792108 US
DATE OF DEPOSIT	August 4, 2004
I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
 Signature	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Wayne L. Ryan

Serial No.: 10/605,699

Filed: October 16, 2003

For: METHOD AND DEVICE FOR COLLECTING AND  
PRESERVING CELLS FOR ANALYSIS

Group Art Unit: 1651

Examiner:

Confirmation No.: 2668

Atty. Dkt. No.: 12642.0065.NPUS01  
(SRCK:065---)

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents as required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

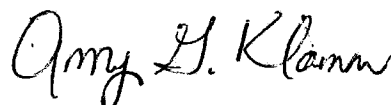
In accordance with 37 C.F.R §§ 1.97(g),(h), this Information Disclosure Statement is not meant to be construed as a representation that a search has been made, and is not to be construed

to be an admission that the information cited is prior art or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b), or that such information constitutes prior art.

This Information Disclosure Statement is being filed prior to the receipt of a first Office Action reflecting an examination on the merits, and hence is believed to be timely in accordance with 37 C.F.R. § 1.97(b). Accordingly, no fee is believed to be due. Should any fees be deemed necessary, however, the Commissioner is hereby authorized to charge any additional fees which may be required to Deposit Account No. 01-2508/12642.0065.NPUS01.

Applicant respectfully requests that the listed documents be considered and made of record in the present case, and that the Examiner initial the spaces on the accompanying Form PTO-1449 to evidence the same.

Respectfully submitted,

A handwritten signature in black ink, reading "Amy G. Klann". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Amy G. Klann, Ph.D.

Reg. No. 48,155

Agent for Assignee

STRECK LABORATORIES, INC.

Howrey Simon Arnold & White, LLP  
750 Bering Drive  
Houston, TX 77057-2198  
(713) 787-1400

Date: August 4, 2004